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Attorney at Law

December 1, 2005

VIA HAND DELIVERY

Michael P. Sclafani
Appeals Clerk
Department of Environmental Services
Wetlands Bureau
29 Hazen Drive
Concord, NH 03301

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DEC 01 2005

**RE: Appeal of Water Quality Certification WQC # 2004-002
Docket No. 05-07 WC**

Dear Clerk Sclafani:

As we discussed, this is to inform you that the parties to the above-referenced Appeal to the Water Council of the Section 404 Water Quality Certification have reached a settlement in the matter. This settlement is conditioned upon the Department of Environmental Services making an amendment to the Water Quality Certification to incorporate the conditions agreed to by the applicant, Motorsports Holdings LLC. We are coordinating with Attorney Blenkinsop of the Attorney General's office with respect to this amendment to the certification.

Based on this, and in reliance on the Amendment being implemented by the Department as confirmed by Anthony Blenkinsop, we hereby withdraw our Appeal in the above-referenced matter.

Should you have any further questions about this, please give me a call.

Very truly yours,

COPY
Sherilyn Burnett Young
Sherilyn Burnett Young
Attorney for Appellants

SBY/smw

cc: Attorney Susan Duprey
Attorney Thomas Quarles
Attorney Anthony I. Blenkinsop
Appellant Group

C O U N S E L L O R S A T L A W

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